

REMARKS

By this Amendment, claim 1 is cancelled, claims 2-4 are amended, and claims 5-9 are added. Thus, claims 2-9 are active in the application. Reexamination and reconsideration of the application are respectfully requested.

The specification and abstract have been carefully reviewed and revised in order to correct grammatical and idiomatic errors in order to aid the Examiner in further consideration of the application. The amendments to the specification and abstract are incorporated in the attached substitute specification and abstract. No new matter has been added.

Also attached hereto is a marked-up version of the substitute specification and abstract illustrating the changes made to the original specification and abstract.

The Applicant notes that the Examiner failed to acknowledge, in item 12 on the Office Action Summary form, the Applicant's claim of foreign priority based on Japanese Patent Application No. 314581/2003, filed on September 5, 2003, and the receipt of the certified copy of the foreign priority document. A Claim of Priority and the certified copy of the foreign priority document were filed with the present application on January 26, 2004. A courtesy copy of the January 26, 2004 Claim of Priority is submitted herewith for the Examiner's convenience. Accordingly, the Applicant respectfully requests the Examiner to acknowledge the Applicant's claim of foreign priority and the receipt of the certified copy of the foreign priority document.

The Applicant thanks the Examiner for kindly indicating, on page 3 of the Office Action, that claims 2-4 would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claim.

Claims 2-4 have each been rewritten in independent form to include the limitations originally recited in cancelled claim 1.

Accordingly, in view of the Examiner's assertion that claims 2-4 would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claim, the Applicant respectfully submits that claims 2-4 are now clearly in condition for allowance.

An Information Disclosure Statement, Form PTO-1449 and a copy of JP 48-15474 (Kanekohara) cited on the Form PTO-1449 are submitted concurrently herewith.

Cancelled claim 1 was rejected on page 2 of the Office Action under 35 U.S.C. § 102(b) as being anticipated by Cussak (U.S. 4,711,700).

New claims 5-9 are clearly patentable over Cussak and Kanekohara for the following reasons.

New claim 5 recites a semiconductor device which comprises, in part, a second semiconductor element mounted on the lead frame, where the second semiconductor element has a surface and a plurality of second electrodes provided on the surface of the second semiconductor element, and each of the second electrodes of the second semiconductor element are respectively connected to the second inner lead portions of the plurality of leads by a wire.

This feature of new claim 5 is not disclosed or suggested by either Cussak or Kanekohara. Therefore, new claim 5 is clearly patentable over Cussak and Kanekohara since Cussak and Kanekohara, either individually or in combination, do not disclose or suggest each and every limitation of new claim 5.

Accordingly, it is submitted that the new claim 5, as well as new claims 6-9 which depend therefrom, are clearly allowable over the prior art as applied by the Examiner.

In view of the foregoing amendments and remarks, it is respectfully submitted that the present application is clearly in condition for allowance. An early notice thereof is respectfully solicited.

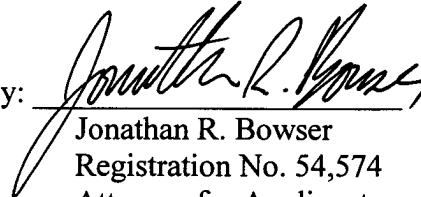
If, after reviewing this Amendment, the Examiner feels there are any issues remaining which must be resolved before the application can be passed to issue, the Examiner is respectfully requested to contact the undersigned by telephone in order to resolve such issues.

A fee and a Petition for a two-month Extension of Time are filed herewith pursuant to 37 CFR § 1.136(a).

Respectfully submitted,

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